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8  
9 UNITED STATES DISTRICT COURT  
10 EASTERN DISTRICT OF WASHINGTON AT RICHLAND

11 SEAN FULTON,

12 Plaintiff,

13 vs.

14 CENTEX ENGINEERING &  
15 CONSTRUCTION, INC., d/b/a CENTEX  
16 FORCUM LANNOM, INC., a foreign  
17 corporation, and McCOMBS STEEL  
18 COMPANY, INC., a foreign corporation,

19 Defendants.

Honorable Fred Van Sickle

No. CV-05-5003-FVS

STIPULATION AND ORDER OF  
DISMISSAL

20 IT IS HEREBY STIPULATED by the parties that all claims raised in this matter by  
21 Plaintiff Sean Fulton, along with any counter or cross claims of defendants Centex  
22 Engineering and Construction, Inc., and McCombs Steel Company, Inc. be dismissed with  
23 prejudice and without costs or fees, and that the attached Order may be entered.

STIPULATION AND ORDER  
OF DISMISSAL - PAGE 1

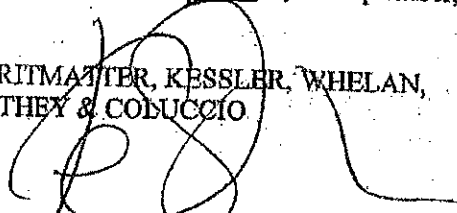
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1 DATED this 25 day of September, 2006.


2 STRITMATTER, KESSLER, WHELAN,  
3 WITHEY & COLUCCIO

FORSBERG & UMLAUF, P.S.

4 By:   
5 Kevin Coluccio, WSBA # 16245  
6 Paul Stritmatter, WSBA #4532  
7 Attorneys for Plaintiff, Sean Fulton

By:   
A. Grant Lingg, WSBA #24227  
Roy A. Umlauf, WSBA #15437  
Attorneys for Defendant Centex  
Engineering and Construction, Inc.

8 OGDEN MURPHY WALLACE, PLLC

9 By:   
10 Jeffrey D. Dunbar, WSBA # 26339  
11 Phillip C. Raymond, WSBA #12998  
12 Attorneys for Defendant McCombs Steel  
Company, Inc.

13 **ORDER**

14 THIS MATTER, having come before the Court on the stipulation of the undersigned  
15 parties, and the Court having reviewed and approved of the stipulation of the parties, now  
16 hereby:

17 ORDERS, ADJUDGES AND DECREES that all claims raised by the parties in this  
18 matter are dismissed with prejudice and without costs or fees to any party.

19 SIGNED IN OPEN COURT this 6th day of October, 2006.

20 Fred Van Sickle

21 Honorable Fred Van Sickle, U.S. District Court Judge

22 STIPULATION AND ORDER  
23 OF DISMISSAL - PAGE 2

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1 Presented by:

2 FORSBERG & UMLAUF, P.S.

3  
4 By: 

5 A. Grant Lingg, WSBA #24227

6 Roy A. Umlauf, WSBA #15437

7 Attorneys for Defendant Centex

Engineering and Construction, Inc.

8 Notice of Presentation Waived:

9  
10 OGDEN MURPHY WALLACE, PLLC

11 By: 

12 Jeffrey D. Dunbar, WSBA # 26339

13 Phillip C. Raymond, WSBA #12998

Attorneys for Defendant McCombs Steel  
Company, Inc.

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16 STRITMATTER, KESSLER, WHELAN, WITHEY & COLUCCIO

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18 Kevin Coluccio, WSBA # 16245

19 Paul Stritmatter, WSBA #4532

Attorneys for Plaintiff, Sean Fulton

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21  
22  
23  
STIPULATION AND ORDER  
OF DISMISSAL - PAGE 3

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